

January 20, 2005

TO: SAN JOSE CITY COUNCIL
RE: TREATMENT OF GREENBELT PROPERTY, ZONE M

Dear Ladies and Gentlemen:

I am a property owner in an area of the greenbelt which you have designated as "Zone M."

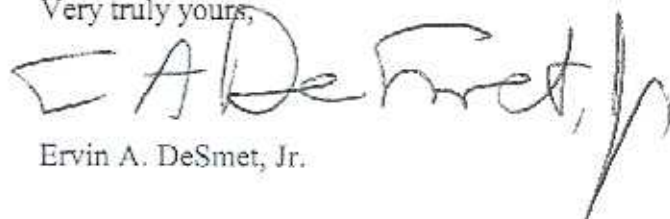
I spent many summers working on this land with my grandfather, father, and brothers, harvesting prunes. Although now, I am not living and working on this land, there are many other people who are either living and/or working on their land in this designated greenbelt area. You have heard their stories. I would like to add my voice to theirs in stating to you in explicit terms that what you are attempting to do to the landowners in the greenbelt area is outrageous and is absolutely improper.

You are dictating to the land owners in the greenbelt area that small scale farming is what this land should be used for; yet you have an abundance of evidence that has been presented to you which indicates that small scale farming is not a viable option.

If you do not devise a plan that treats the property owners in the greenbelt fairly, and gives them reasonable compensation for their property, then you certainly are, in my opinion, operating outside the boundaries of the law and are taking property without due process of law.

You have the opportunity to do what is right and fair by these landowners. You should act accordingly.

Very truly yours,

A handwritten signature in black ink, appearing to read "E A DeSmet, Jr.", with a stylized flourish at the end.

Ervin A. DeSmet, Jr.

EAD:jnz